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<b>REVOCATION OF POWER OF ATTORNEY and APPOINTMENT OF NEW POWER OF ATTORNEY</b>	Application Number	09/489,593
	Filing Date	JANUARY 21, 2000
	First Named Inventor	PRONIEWICZ, ET AL.
	Art Unit	3736
	Examiner Name	WINAKUR, ERIC FRANK
	Attorney Docket Number	64154-5002

I hereby revoke all previous powers of attorney given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners at Customer Number: 24574

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with Customer Number:

24574

OR

☐ Firm or Individual Name

Address

Address

City

Country

State

Zip

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name MR. VINCE FORTE, Q STEP TECHNOLOGIES, INC.

Signature

Date

Telephone

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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### STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: PRONIEWICZ, ET AL.

Application No./Patent No.: 09/489,593 Filed/Issue Date: JANUARY 21, 2000

Entitled: NONINVASIVE MEASUREMENT SYSTEM

Q STEP TECHNOLOGIES, INC., a CORPORATION

(Name of Assignee)

(Type of Assignee, e.g. corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011786, Frame 0668, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

SEPTEMBER 26, 2003

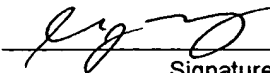
Date

(310) 203-8080

Telephone number

GEORGE G. C. TSENG

Typed or printed name



Signature

ATTORNEY FOR ASSIGNEE

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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JULY 27, 2001

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\*101719416A\*

SIDLEY & AUSTIN  
EDWARD G. POPLAWSKI, ESQ.  
555 WEST 5TH ST  
LOS ANGELES, CA 90013-1010

**UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

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RECORDATION DATE: 05/04/2001

REEL/FRAME: 011786/0668  
NUMBER OF PAGES: 9

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
PRONIEWICZ, WALTER K.

DOC DATE: 08/28/2000

ASSIGNOR:  
WINTHER, DALE E.

DOC DATE: 05/28/2000

ASSIGNEE:  
Q STEP TECHNOLOGIES, LLC  
16555 SATICOY STREET  
VAN NUYS, CALIFORNIA 91214

SERIAL NUMBER: 60100804  
PATENT NUMBER:

FILING DATE: 09/18/1998  
ISSUE DATE:

SERIAL NUMBER: 09489593  
PATENT NUMBER:

FILING DATE: 01/21/2000  
ISSUE DATE:

SERIAL NUMBER:  
PATENT NUMBER:  
PCT NUMBER: US9921680

FILING DATE:  
ISSUE DATE:

011786/0668 PAGE 2

SERIAL NUMBER:  
PATENT NUMBER:  
PCT NUMBER: US0001698

FILING DATE:  
ISSUE DATE:

TARA WASHINGTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1595 (Modified)  
(Rev. 6-93)  
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05-15-2001

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Patent and Trademark Office



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To the Honorable Commissioner of Pate.

101719416

attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Walter K. Proniewicz  
Dale E. Winther

5-4-01  
R.E.

11-6-00

Additional names(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: August 28, 2000

## 2. Name and address of receiving party(ies):

Name: Q Step Technologies, LLC

Address: 16555 Saticoy Street

City: Van Nuys State/Prov.: CA

Country: USA ZIP: 91214

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Patent Application No.	Filing date
60/100,804	September 18, 1998
PCT/US99/21680	September 17, 1999
09/489,593	January 21, 2000
PCT/US00/01698	January 21, 2000

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edward G. Poplawski, Esq.

Registration No. 33,439

Address: Sidley &amp; Austin

555 West Fifth Street

City: Los Angeles State/Prov.: CA

Country: USA ZIP: 90013-1010

## 6. Total number of applications and patents involved: 4

## 7. Total fee (37 CFR 3.41):.....\$

- ☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account  
☒ Authorized to be charged to deposit account

## 8. Deposit account number:

50-1597

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Denise L. McKenzie, Esq., Reg.#43,790

Name of Person Signing

Signature

5/4/01

Date

Total number of pages including cover sheet, attachments, and document:

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MRD 11/6/00

FORM PTO-1595 (Modified)  
(Rev. 6-93)  
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To the Honorable Commissioner of Pat.

attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Walter K. Proniewicz  
Dale E. Winther

5-4-01

Additional names(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: August 28, 2000

## 2. Name and address of receiving party(ies):

Name: Q Step Technologies, LLC

Address: \_\_\_\_\_

City: \_\_\_\_\_ State/Prov.: \_\_\_\_\_

Country: \_\_\_\_\_ ZIP: \_\_\_\_\_

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Patent Application No.

Filing date

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PCT/US99/21680

September 17, 1999

09/489,593

January 21, 2000

PCT/US00/01698

January 21, 2000

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edward G. Poplawski

Registration No. 33,439

Address: Sidley &amp; Austin

555 West Fifth Street

City: Los Angeles State/Prov.: CA

Country: USA ZIP: 90013-1010

## 6. Total number of applications and patents involved:

4

## 7. Total fee (37 CFR 3.41):.....\$ 40.00

- ☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account  
☒ Authorized to be charged to deposit account

## 8. Deposit account number:

50-1597

1/30/2000 GTON11 00000134 501597 60100804

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Edward G. Poplawski (Reg. No. 33,439)

Name of Person Signing

Signature

November 1, 2000

Date

Total number of pages including cover sheet, attachments, and document:

9

## **ASSIGNMENT**

### **Recitals:**

WHEREAS, Walter K. Proniewicz, a United States Citizen residing at 3300 Barhite Street, Pasadena, California 91107, and Dale E. Winther, a United States Citizen residing at 4745 Briggs Ave., La Crescenta, California 91214, Assignors, jointly desire to assign to Q Step Technologies, LLC, a corporation organized and existing under the laws of the state of California, Assignee, by formal, recordable assignment the entire right, title and interest in and to the "Measurement Device and System" and the "Intellectual Property" (collectively the "Inventions"), as defined below, and the right to recover any and all past, present and future damages for any and all infringements, misappropriations, or unlawful acts with respect to the "Measurement Device and System" and the "Intellectual Property" (collectively, the "Inventions"); and

WHEREAS, Assignors are desirous of more expressly identifying the "Inventions" and right of recovery assigned to Assignee in that certain Assignment dated August 9, 2000 (Exhibit A hereto) so as to thereby avoid any potential ambiguity concerning the subject matter assigned to Assignee.

### **Definitions**

The term "Measurement Device and System" means and includes any and all past, present and future inventions, discoveries, software, devices, apparatus, systems, methods, processes, compositions, products, procedures, improvements, techniques, and articles of manufacture that identify, quantify, measure, test, assess, analyze, or determine a molecular or other substance, or a



feature, property, quality or characteristic of such substance. Example: A device, system, or method for measuring the blood glucose concentration or trace mineral levels in organic matter (e.g., a human eye or human skin or human being).

The term "Intellectual Property" means and includes any and all patents, patent applications, trade secrets, copyrights, and copyright applications arising out of or relating to the "Measurement Device and System", including without limitation the below identified patent applications and any and all continuation, continuation-in-part, divisional, reissue, new, and follow on patent applications.

In particular, the "Intellectual Property" includes, without limitation: United States Patent Application Serial No. 60/100,804, filed on September 18, 1998, and any Letters Patent that might be granted in the United States and throughout the world; United States Patent Application Serial No. 09/489,593 filed on January 21, 2000, and any Letters Patent that might be granted in the United States and throughout the world; International Application No. PCT/US99/21680 filed on September 17, 1999, and any Letters Patent that might be granted throughout the world; and, International Application No. PCT/US00/01698 filed on January 21, 2000, and any Letters Patent that might be granted throughout the world.

The term "Inventions" means and includes the "Intellectual Property" and the "Measurement Device and System".

### **Assignment Grant**

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee the entire right, title and interest in and to the Inventions,

any applications, and any Letters Patents that might be granted for any of the Inventions in the United States and throughout the world, including the right to file foreign applications directly in the name of Assignee and to claim for any such foreign applications any priority rights to which any such applications are entitled under international conventions, treaties or otherwise, and the right to recover any and all past, present and future damages for any and all infringements, misappropriations, or unlawful acts with respect to any "Measurement Device and System" and the "Intellectual Property" (collectively the "Inventions").

Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will perform all lawful acts, including the execution of papers and the giving of testimony, that might be necessary or desirable for obtaining, sustaining, reissuing or enforcing any Letters Patents in the United States and throughout the world for any of the Inventions, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to any of the Inventions, any applications, and any Letters Patents granted for any of the Inventions in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted by this Assignment.

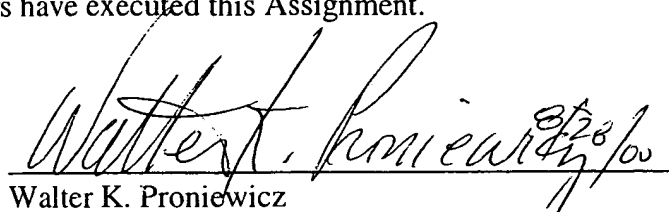
This Assignment expressly replaces and supercedes the assignment dated August 9, 2000 from Assignors to Assignee (Exhibit A hereto).

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patents granted for any of the Inventions, whether on the above-listed applications or on any subsequently filed division, continuation,

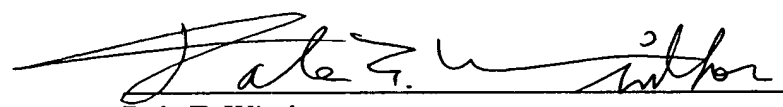
continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in the Inventions.

IN WITNESS WHEREOF, Assignors have executed this Assignment.

Date: August 28, 2000

  
Walter K. Proniewicz

Date: August 28, 2000

  
Dale E. Winther

**Acknowledged and Agreed:**

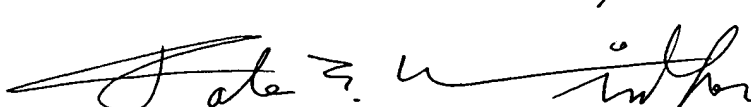
**Q STEP TECHNOLOGIES, INC.**

Assignee

Date: August 28, 2000

  
Walter K. Proniewicz

Date: August 28, 2000

  
Dale E. Winther

23717.4

## ASSIGNMENT

WHEREAS, Walter K. Proniewicz, a United States Citizen residing at 3300 Barhite Street, Pasadena, California 91107, and Dale E. Winther, a United States Citizen residing at 4745 Briggs Ave., La Crescenta, California 91214, Assignors, jointly desire to assign to Q Step Technologies, LLC, a corporation organized and existing under the laws of the state of California, Assignee, by formal, recordable assignment the entire right, title and interest in and to any "Measurement Device and System" and the "Intellectual Property", as defined below, and the right to recover any and all past, present and future damages for any and all infringements, misappropriations, or unlawful acts with respect to any "Measurement Device and System" and the "Intellectual Property".

The term "Measurement Device and System" means and includes any and all past, present and future inventions, discoveries, software, devices, apparatus, systems, methods, processes, compositions, products, procedures, improvements, techniques, and articles of manufacture that identify, quantify, measure, test, assess, analyze, or determine a molecular or other substance, or a feature, property, quality or characteristic of such substance. Example: A device, system, or method for measuring the blood glucose concentration or trace mineral levels in organic matter (e.g., a human eye or human skin or human being).

The term "Intellectual Property" means and includes any and all patents, patent applications, trade secrets, copyrights, and copyright applications arising out of or relating to the "Measurement Device and System", including without limitation the below identified patent applications and any and all continuation, continuation-in-part, divisional, reissue, new, and follow on patent applications.

In particular, the "Intellectual Property" includes, without limitation: United States Patent Application Serial No. 60/100,804, filed on September 18, 1998, and any Letters Patent that might be granted in the United States and throughout the world; United States Patent Application Serial No. 09/489,593 filed on January 21, 2000, and any Letters Patent that might be granted in the United States and throughout the world; International Application No. PCT/US99/21680 filed on September 17, 1999, and any Letters Patent that might be granted throughout the world; and, International Application No. PCT/US00/01698 filed on January 21, 2000, and any Letters Patent that might be granted throughout the world.

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee the entire right, title and interest in and to the Inventions, any applications, and any Letters Patent that might be granted for the Inventions in the United States and throughout the world, including the right to file foreign applications directly in the name of Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

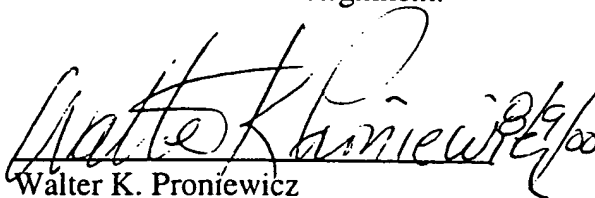
Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will perform all lawful acts, including the execution of papers and the giving of testimony, that might be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for the Inventions, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to the Inventions, any applications, and any Letters Patent granted for the Inventions in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted by this Assignment.

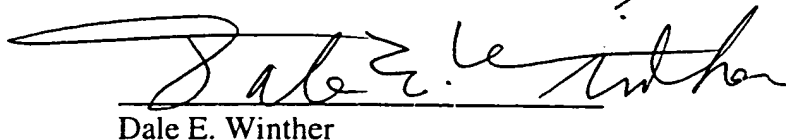
Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for the Inventions, whether on the above-listed applications or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in the Inventions.

IN WITNESS WHEREOF, Assignors have executed this Assignment.

Date: 8/9/00

  
Walter K. Proniewicz

Date: 8/9/00

  
Dale E. Winther